

Department of Marine Resources
NOTICE OF AGENCY RULE-MAKING PROPOSAL

RULE TITLE: Chapter 26.07(1) Sea Urchin Harvesting Season ~~2008-2009~~ 2009-2010 – Zone 1

CONCISE SUMMARY: For purposes of conservation pursuant to 12 M.R.S.A. §6171, §6171-A and §6749 this regulation establishes season limits for the taking of sea urchins by divers, rakers, trappers, and draggers in **Zone 1** for 2009-2010. The Department proposes a 10 day season for divers, trappers, rakers and draggers in 2009-2010, which was the same length of season in 2008-2009. The Sea Urchin Zone Council recommended the selection of these particular days. Divers, rakers and trappers will have a choice of fishing 10 days in September or 10 days in December; and draggers in December or January. The deadline for selection of early or late season dragging in Zone 1 would be changed to November 15.

STATUTORY AUTHORITY: 12 M.R.S.A. §6171, §6171-A and §6749

PUBLIC HEARINGS:

Monday, **June 1, 2009**, 6:00 PM*, Ellsworth City Hall (Auditorium), One City Hall Plaza, Ellsworth (**The Zone 2 season proposed rules will be followed by proposed season rules for Zone 1; see separate rulemaking notice.*)

Tuesday, **June 2, 2009**, 6:00 PM*, Department of Marine Resources, Large Conference Room, 200 McKown Point Road, West Boothbay Harbor (**The Zone 1 season proposed rules will be followed by proposed season rules for Zone 2; see separate rulemaking notice.*)

To ensure consideration, comments must include your name and the organization you represent, if any. Please be aware that any risk of non-delivery associated with submissions by fax or e-mail is on the sender.

DEADLINE FOR COMMENTS: June 12, 2009

AGENCY CONTACT PERSON: Margaret Hunter (tel: 207-633-9500)

Mail Written Comments to: Department of Marine Resources, attn L Churchill

ADDRESS: PO Box 8, West Boothbay Harbor, Maine 04575-0008

WEB SITE: <http://www.maine.gov/dmr/rulemaking/>

FAX: (207) 633-9579; TTY: (207) 633-9500 (Deaf/Hard of Hearing) Hearing facilities: If you require accommodations due to disability, please contact Amanda Beckwith, at (207) 287-7578.

Proposed rulemaking – see underlined or ~~deleted~~ text below:

Chapter 26 - Sea Urchin Regulations

26.07 Sea Urchin Harvesting Season ~~2008-2009~~ 2009-2010 pursuant to 12 M.R.S.A. §6749

1. Zone 1 [as defined by 12 M.R.S.A. §6749-N(1)]

A. Early season for divers, trappers and rakers

The Zone 1 season for divers, trappers and rakers who have certified the early season on forms provided by the Commissioner, is open ~~September 15 to 18, September 22 to 25 and September 29 to 30, 2008-inclusive.~~ September 14 to 16, 21 to 24 and 28 to 30, 2009 inclusive.

B. Late season for divers, trappers and rakers

The Zone 1 season for divers, trappers and rakers who have certified the late season on forms provided by the Commissioner, is open ~~December 8 and 9, December 15 to 17, December 22 to 24, and December 29 and 30, 2008-inclusive.~~ December 7 to 9, 14 to 17, and 21 to 23, 2009 inclusive.

C. Early Season for draggers [in accordance with 12 M.R.S.A. §6749-V]

~~The Zone 1 season for draggers is open December 1 to 3, December 8 to 10, and December 15 to 18-inclusive.~~

The Zone 1 season for draggers who have certified the early season on forms provided by the Commissioner, is open December 7 to 9, 14 to 17, and 21 to 23, 2009 inclusive.

D. Late season for draggers [in accordance with 12 M.R.S.A. §6749-V]

The Zone 1 season for draggers who have certified the late season on forms provided by the Commissioner, is open January 5 to 7, 11 to 14, and 18 to 20, 2010 inclusive.

~~E.D.~~ Designation of Zone 1 early or late season:

- (1) A person who holds a sea urchin ~~diving or raking/trapping~~ harvesting license for Zone 1 may not harvest sea urchins in Zone 1 unless that person certifies on forms provided by the Commissioner that the person will fish for or take sea urchins during either the early season or the late season.
- (2) ~~A person~~ Divers, trappers and rakers who ~~has~~ have certified the early or late season may, between May 1st and September 1st change that certification to the other time period as the time period in which that person will fish for or take sea urchins.
- (3) Draggers who have certified the early or late season may, between May 1st and November 15th change that certification to the other time period as the time period in which that person will fish for or take sea urchins.

Proposed 2009 - 2010 Sea Urchin Season For Maine Zone 1

☒ = Open

☐ = Closed

Early Season for Divers, Rakers, and Trappers

September 2009						
S	M	Tu	W	Th	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

Late Season for Divers, Rakers, and Trappers

December 2009						
S	M	Tu	W	Th	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

Early Season for Draggers

December 2009						
S	M	Tu	W	Th	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

Late Season for Draggers

January 2010						
S	M	Tu	W	Th	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						